



#9
PATENT **BD**
Docket No. 6315.N
7-17-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Benson et al.

) Group Art Unit: 1631
)
)

Serial No.: 09/772,598

Confirmation No.: 2967

) Examiner: N. Galitsky
)
)

Filed: January 30, 2001
)

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For: CRYSTALLIZATION AND STRUCTURE DETERMINATION OF
STAPHYLOCOCCUS AUREUS NAD SYNTHETASE

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Restriction Requirement mailed **June 5, 2002**, Applicants elect, with traverse, Group XI (claims 35-43), drawn to a crystal of *S. aureus* NAD synthetase and method for crystallizing an *S. aureus* NAD synthetase. Applicants' Representatives reserve the right to pursue examination of the non-elected claims in continuation or divisional applications. Applicants respectfully request reconsideration of the restrictions in this case and submit that the inventions as claimed can be readily evaluated in one search without placing undue burden on the Examiner.

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The Examiner is invited to contact Applicants' Representatives, at the below-listed telephone number, if there are any questions regarding this Response or if prosecution of this application may be assisted thereby.

CERTIFICATE UNDER 37 C.F.R. 1.10:

The undersigned hereby certifies that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Katie Mueting
KATIE MUETING
"Express Mail" mailing label number:
EV 073731377 US

Date of Deposit: JULY 3, 2002

Respectfully submitted for

Benson et al.

By

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PATENT TRADEMARK OFFICE

3 July 2002
Date

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